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(Substitute) PTO/SB/21 (09-04)

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## TRANSMITTAL FORM

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Total Number of Pages in This Submission

70

Application Number

10/510,172

Filing Date

10/4/2004

First Named Inventor

Reddy Bandi Parthasaradhi, et al

Art Unit

Examiner Name

Attorney Docket Number

H1089/20016

### ENCLOSURES (Check all that apply)

☐

Fee Transmittal Form

☐

Fee Attached

☐

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☒

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐

Reply to Missing Parts/  
Incomplete Application

☐

Reply to Missing Parts  
under 37 CFR 1.52 or 1.53

☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐

Petition to Convert to a  
Provisional Application

☐

Power of Attorney, Revocation,  
Change of Correspondence Address

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Terminal Disclaimer

☐

Request for Refund

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CD, Number of CD(s) \_\_\_\_\_

☐ Landscape Table on CD

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After Allowance Communication to TC

☐

Appeal Communication to Board  
of Appeals and Interferences

☐

Appeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)

☐

Proprietary Information

☐

Status Letter

☒

Other Enclosure(s) (please identify  
below):

PTO FROM 1449 WITH CITED  
REFERENCES  
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Remarks

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### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Caesar, Rivise, Bernstein, Cohen & Pokotilow, Ltd., Customer No. 03000

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ROBERT S. SILVER

Date

2/ /2005

Reg. No.

35,681

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT EXAMINING OPERATION

Applicant(s): Reddy Bandi Parthasaradhi, et al

Serial No: 10/510,172

Group Art Unit:

Filed: October 4, 2004

Examiner:

Att. Docket No.: H1089/20016

Confirmation No.:

For: NOVEL CRYSTALLINE FORMS OF GATIFLOXACIN

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR §1.56, the attention of the Patent and Trademark Office is hereby directed to the reference(s) listed on the attached PTO-1449. Unless otherwise indicated herein, one copy of each reference is attached. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the reference(s) be made of record therein and appear among the "References Cited" on any patent to issue therefrom. No representation is made that the reference(s) is/are prior art with respect to this application.

This Information Disclosure Statement is being filed within three months of the filing date of a national application other than a CPA under 37 CFR § 1.53(d), within three months of the date of entry of the national stage as set forth in 37 CFR § 1.491 in an international application, before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of an RCE under 37 CFR § 1.114. No certification or fee is required. 37 CFR § 1.97(b).

Application No. 10/510,172

February 15, 2005

Please charge or credit our Account  
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entry and/or ensure consideration of  
this submission.

Respectfully submitted,

CAESAR, RIVISE, BERNSTEIN,  
COHEN & POKOTILOW, LTD.

By

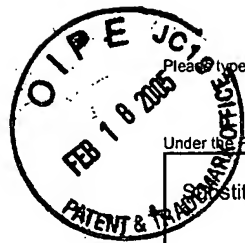
  
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Please type a plus sign (+) inside this box ☐

Substitute for PTO/SB/O8A (08-00)  
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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (use as many sheet as necessary)					<b>Complete if Known</b>		
					Application Number	10/510,172	
					Filing Date	October 4, 2004	
					First Named Inventor	Reddy Bandi Parthasaradhi, et al	
					Group Art Unit		
					Examiner Name		
Attorney Docket Number					H1089/20016		
Sheet	1	of	1				
<b>U.S. PATENT DOCUMENTS</b>							
Examiner Initials*	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY		
		Number	Kind Code (if known)				
		4,980,470		Masuzawa, et al			
		5,880,283		Matsumoto, et al			
		6,413,969		Raghavan et al			
<b>FOREIGN PATENT DOCUMENTS</b>							
Examiner Initials*	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	T
		Office	Number	Kind Code (if known)			
			EP 805 156 A1		Matsumoto, Toyomi, et al		
<b>OTHER DOCUMENTS - NON PATENT LITERATURE DOCUMENTS</b>							
Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.					
		PCT INTERNATIONAL SEARCH REPORT DATED APRIL 2, 2003					
EXAMINER				DATE CONSIDERED			
*Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							